



Docket No.: PF-0247-2 CON
Response Under 37 C.F.R. 1.116 - Expedited Procedure
Examining Group 1642

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Mail Stop: AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 30, 2003
By: D. Ellis

Printed: D. Ellis

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: Hillman et al.

Title: NOVEL TUMORIGENESIS PROTEIN

Serial No.: 09/848,915 Filing Date: May 4, 2001

Examiner: Huff, S. Group Art Unit: 1642

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

JUL 09 2003

TECH CENTER 1600/2900

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated April 7, 2003, of the Examiner's rejection of Claims 1, 2, 15 and 16.

Please charge the Appeal fee of \$320.00 required under 37 CFR 1.17(b) to Deposit Account No. 09-0108. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayments to Deposit Account No. 09-0108.

Respectfully submitted,
INCYTE CORPORATION

Date: June 30, 2003

Susan K. Sather
Susan K. Sather
Reg. No. 44,316
Direct Dial Telephone: (650) 845-4646

Customer No.: 27904
3160 Porter Drive
Palo Alto, California 94304
Phone: (650) 855-0555
Fax: (650) 845-4166

07/07/2003 RBERHE 00000060 090108 09848915

01 FC:1401 320.00 DA

111655